

Mr. Quinan made a question of order, whether Mr. Potter's motion was in order?

Mr. Stockdale made a question of order, whether a call of the Senate on Mr. Potter's motion was in order.

Pending these questions, on motion of Mr. Quinan, the Senate adjourned until 10 o'clock, A. M., to-morrow.

WEDNESDAY, January 11th, 1860.

Senate met pursuant to adjournment. Prayer by the Rev. Mr. Baker—roll called—quorum present.

The journal of yesterday was read and adopted.

Mr. Stockdale presented the petition of Sylvanus Dunham for land. Referred to the committee on the Court of Claims.

Mr. Lott presented the petition of Wm. K. Elliott for relief. Referred to the committee on Claims and Accounts.

A message was received from the House informing the Senate, that the House had passed the following bills :

A bill for the relief of H. C. Davis.

A bill to extend the provisions of an act to provide for the incorporation of towns and cities, to the towns of Jasper in Jasper county, Danville in Montgomery county and Mt. Enterprise in Rusk county.

A bill to amend an act to incorporate the Paris Female Institute.

A bill requiring the Treasurer of the State to refund to Blas Uribe, and others, certain monies erroneously collected of them.

And a bill to authorize and require the clerk of the district court of Cherokee county, to apportion the causes on the docket of said court, with an amendment.

Mr. Gentry presented the petition of 169 citizens of the counties of Harris, Montgomery and Grimes, praying for the new county of Hockley, and establishment of a county seat. Referred to the committee on County Boundaries.

Mr. Stockdale presented the petition of sundry citizens of Cass county in reference to the Arkansas, Louisiana and Texas Navigation Company. Referred to the committee on Internal Improvements.

Mr. Townes, from the committee on Enrolled Bills, made the following report :

The committee on Enrolled Bills, respectfully report that they have examined the following bills, to-wit :

A bill to amend an act to incorporate the Indianola Railroad

out by the Governor of the State, under the command of John S. Ford, James Bourland and John Henry Brown ; also for the pay of the commissioners, sent by the Governor to the Indians, and find the same properly enrolled, duly signed, and that they were this day presented to the Governor.

Mr. Walker, chairman of the committee on Public Lands made the following report :

The committee on Public Lands, have considered a bill supplementary to an act, granting to settlers on the public domain, pre-emption privileges, approved 22nd January, 1845. The committee being equally divided in opinion, in relation to the merits or demerits of the bill, have instructed me to return the same to the Senate with a report of the facts in relation thereto, for the Senate to take such action thereon as it may deem proper.

Mr. Lott, chairman of the committee on the Penitentiary, to whom was referred a bill making an appropriation to defray the expenses of the State Penitentiary, reported the bill back with an amendment and recommended its passage.

AMENDMENT.

Strike out in 15th line "seven thousand five hundred" and insert "fifteen thousand."

Mr. Walker, chairman of the committee on Public Lands, to whom was referred a bill to amend the 23rd section of the general land law, passed 14th December, 1837, returned the same to the Senate and recommend its rejection.

Mr. Throckmorton, from the committee on Internal Improvements, to whom was referred a bill to amend the 3rd and 13th sections of an act to encourage the construction of Railroads in Texas, by donations of land, approved January 30th, 1854, reported the accompanying bill as a substitute, and recommended its passage.

Mr. Potter, chairman of the committee on the Judiciary, to whom was referred a House bill, regulating the duties of common carriers, and defining their liabilities, reported the accompanying substitute for the bill, and recommended the adoption of the substitute and the passage of the bill.

Mr. Potter, chairman of the committee on the Judiciary, to whom was referred a House bill, to incorporate the Houston Gas Company, reported the same back to the Senate and recommended its passage.

Mr. Duggan, chairman of the committee on Counties and Company, approved 21st January, 1858 ; and a bill to be entitled, to provide for the pay and subsistence of the troops called County Boundaries, to whom was referred a bill to create the

county of Grace, together with sundry petitions in relation thereto, reported the accompanying bill as a substitute for the original bill and recommended the passage of the bill.

Mr. Rainey, chairman of the committee on Agriculture, made the following report :

The committee on Agriculture, have considered a bill to incorporate the Planter's Danalogian Society, and believe it to be the duty of the Legislature by its action to foster and protect the planting interests of the State, and to encourage the organization of societies, having for their object the development of the Agricultural resources of the country. They have therefore instructed me to report the accompanying bill to the Senate and recommend its passage. Bill read 1st time.

On motion of Mr. Rainey, the rule was suspended, bill taken up, read 2nd time and ordered to be engrossed.

On motion of Mr. Stockdale, the rule was further suspended, bill read 3rd time and passed by the following vote :

YEAS—Messrs. Chambers, Dickinson, Duggan, Erath, Fall, Gentry, Grimes, Guinn, Harman, Hart, Herbert, Lott, Parsons, Pitts, Rains, Rainey, Scarborough, Schleicher, Sims, Stockdale, Throckmorton, Walker, Wallace and Whaley—25.

NAYS—none.

Mr. Hyde introduced a bill for the relief of John Smith. Read 1st and 2nd times, and referred to the committee on Private Land Claims.

Mr. Stockdale introduced a bill to incorporate the Powder Horn Bayou Navigation Company. Read 1st and 2nd times and referred to the committee on Internal Improvements.

Mr. Schleicher by leave, introduced a petition of citizens of Bexar, Guadalupe, Gonzales and Karnes counties. Referred to the committee on County and County Boundaries.

Mr. Schleicher introduced a bill incorporating the Alamo College and San Antonio Female College. Read 1st and 2nd times and referred to the committee on the Judiciary.

Mr. Harman introduced a bill supplementary to and amendatory of an act pertaining to the estates of deceased persons. Read 1st and 2nd times and referred to the committee on the Judiciary.

On motion of Mr. Chambers, the bill for the relief of Ewing Clayton, with the report of the committee thereon, was taken up, bill read 2nd time and ordered to be engrossed.

On motion of Mr. Chambers, the rule was suspended, bill read 3rd time and passed.

Mr. Fall, chairman of the committee on Enrolled bills, repor-

ted a bill to incorporate the Guadalupe Male and Female College.

A bill to reorganize the sixteenth judicial district of the State of Texas, and to define the time of holding courts therein.

A bill to authorize and require the commissioner of the General Land Office, to patent the surveys made by virtue of certain Peter's colony augmentation certificates. Correctly engrossed.

ORDERS OF THE DAY.

A bill making an appropriation of ten thousand dollars or so much thereof, as may be necessary to pay the expenses incurred by Capt. Tobin's company.

Mr. Potter, by leave, withdrew his motion of yesterday to suspend the operation of the 25th rule of the Senate.

Mr. Throckmorton, by leave, withdrew his motion of yesterday, to lay on the table Mr. Quinan's amendment to the amendment offered by Mr. Guinn.

The question was then taken on Mr. Quinan's amendment and lost.

Mr. Guinn then offered the following as a substitute for Mr. Potter's amendment offered on yesterday: At the end of 1st section add "at reasonable prices, whether the same were incurred under express contract or otherwise; and provided, that no claim shall be allowed for fire arms furnished said company.

Mr. Hart offered the following as an amendment to that offered by Mr. Guinn: "That all vouchers shall first be presented to the Governor for his approval, and if he shall approve them as just and reasonable, then the same shall be presented to the Comptroller for his investigation, and no claim under the provisions of this act shall be audited by the Comptroller until the same has been so approved by the Governor." Lost.

The question recurring on the adoption of Mr. Guinn's amendment as a substitute for Mr. Potter's amendment was taken and carried.

The amendment was then adopted; and the bill passed to a 3rd reading.

On motion of Mr. Schleicher, the rule was suspended, bill read 3rd time and passed.

On motion of Mr. Rains, the amendment of the House to a bill for the relief of Lewis David was concurred in.

On motion of Mr. Rainey the amendments of the House to a bill to authorize and require the clerk of the district court of Cherokee county to apportion the causes on the docket of said court, were concurred in.

The report of the Judiciary committee, on the House amend-

ments to Senate's bill, to amend the fourth section of the act of May 12th, 1846, entitled an act to regulate the license and practice of Attorneys and Counsellors at Law, was adopted.

The veto message of the Governor, on a bill supplementary to and amendatory of an act to provide relief for pre-emption settlers, &c. &c., being the special order was taken up, and the bill passed over the veto by the following vote :

YEAS—Messrs. Chambers, Dickinson, Duggan, Erath, Fall, Gentry, Grimes, Guinn, Harman, Hart, Herbert, Hyde, Lott, Martin, Parsons, Pitts, Potter, Rains, Rainey, Scarborough, Schleicher, Shepard, Sims, Stockdale, Throckmorton, Townes, Walker, Wallace and Whaley—29.

NAYS—none.

A bill to amend sections 4 and 8 of an act defining the duties of the Attorney General of the State of Texas, approved May 11th, 1846, was ordered to be engrossed.

The following bills were read 1st and 2nd times and referred to the committee on the Judiciary:

A bill requiring the Treasurer to refund to Blas Uribe and others, certain monies erroneously collected of them.

A bill to amend Art. 791a. of the Penal Code.

A bill to amend an act to incorporate the Paine Female Institute. Read 1st and 2nd times and referred to the committee on Education.

A bill for the relief of H. C. Harris. Read 1st and 2nd times and referred to the committee on Private Land Claims.

A bill to extend the provisions of an act to provide for the incorporation of town and cities, to the towns of Jasper in Jasper county, Danville in Montgomery county and Mt. Enterprise in Rusk county. Read 1st time, rule suspended; read 2nd time and passed to a third reading.

On motion rule further suspended, read 3rd time and passed.

The report of the committee on Private Land Claims, on the petition of the heirs of Barbary Riley, P. D. Holland, Elijah V. Dale, S. S. Frazier, B. R. Milam's heirs and Austin College, recommending their rejection was read and adopted.

The report of the committee on Public Lands, on a bill to require the county courts of the counties of this State to furnish county surveyors with offices and books of record, recommending amendments was read, amendments adopted and bill ordered to be engrossed; rule suspended, bill read 3rd time and passed.

The report of the committee on Education, on a bill to incorporate Franklin College, recommending amendments, was read, amendments adopted and bill ordered to be engrossed.

On motion of Mr. Townes, the rule was suspended, bill read 3rd time and passed by the following vote :

YEAS—Messrs. Chambers, Dickinson, Duggan, Fall, Gentry, Grimes, Guinn, Harman, Herbert, Hyde, Lott, Martin Parsons, Pitts, Potter, Rains. Rainey, Scarborough, Schleicher, Sims, Stockdale, Throckmorton, Townes, Walker and Wallace—26.

NAYS—none.

On motion of Mr. Guinn, the Senate adjourned until 10 o'clock A. M., to-morrow.

THURSDAY, January 12th, 1860.

Senate met pursuant to adjournment. Prayer by the Rev. Mr. Baker—roll called—quorum present.

The journal of yesterday was read and adopted.

Mr. Potter, chairman of the committee on Judiciary, made the following reports :

The Judiciary committee have considered a House bill to amend article 791a of the Penal Code, and direct me to return the same to the Senate, and recommend that it do not pass. The object of the bill is to increase the penalty from five hundred to one thousand dollars against the clerks of the county courts for issuing marriage license contrary to law. The committee think the penalty of \$500 entirely sufficient as a preventive, and that further legislation is unnecessary.

The Judiciary committee have considered a bill supplementary to, and amendatory of an act pertaining to the estates of dec'd persons and direct me to return the same to the Senate, and recommend that it do not pass. The object of the bill is to provide for the payment of the chief justice of the several counties out of the State Treasury, for their services, in acting in probate matters. This would make a heavy draught on the State Treasury, without decreasing the charges on estates, for the bill does not propose to limit the compensation of these officers to the amounts proposed to be paid them from the Treasury.

A message was received from the House, informing the Senate that the House had passed the following bills :

A bill for the relief of G. B. Brownrigg.

A bill to authorize the commissioner of the General Land Office, to introduce the De Rye method of printing and multiplying maps and drawings, &c., or to establish a Photographic Bureau.

A bill to amend the 4th section of an act passed Februry 13th,